IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 7363 of 1997

Between:

1 Bandreddi Prasad S/o Kirshna Rao
R/o Nangegadda, Nagayalanka,
Krishna Dist.
2 Bavireddi Subrahmanyam S/o Venkatarasimham
R/o Nangegadda, Nagayalanka,
Krishna Dist.
3 S.V. Gopalaswamy S/o.Basavaiah
R/o Nangegadda, Nagayalanka,
Krishna Dist.
4 Bavireddi Janardhana Rao S/o Venkataramaiah
R/o Nangegadda, Nagayalanka, Krishna Dist.
Rep. by GPA Sri S.V. Gopalaswamy, S/o Basavaiah,
Nangegadda,

Nagayalanka (M), Krishan dist.

..... PETITIONERS

AND

1 The Government of A.P., Rep. by Secretary
I & CAD Department, Secretariat,
Hyderabad.
2 The Superintending Engineer,
Irrigation, Vijayawada,
3 The Executive Engineer, Drainage Division
Gudivada, Krishna Dist.
4 The Deputy Executive Engineer, Drainage Sub Division
Challapalli, Krishna Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondents to release the amounts due to the petitioners along with interest of 18% per annum for the works done by the petitioners entrusted by the respondents in pursuance of the proceedings Dt:27.7.1995 of the 3rd respondent declaring the inaction of the respondents as ultravires to the provisions of Art. 14 & 19(1)(g) of the Constitution of India.

Counsel for the Petitioner:MR.V.S.R.ANJANEYALU

Counsel for the Respondent No.: GP FOR IRRIGATION & COMM AREA DEV.

The Court made the following :

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ORDER:

Sri V.S.R. Anjaneyulu, states that the cause of action no more survives and the Writ Petition may be dismissed.

Submission of the learned Counsel is hereby recorded.

Accordingly the Writ Petition is hereby dismissed. No costs.

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P.S.Narayana.,J

Dt.4-2-2005.

AM

1 The Government of A.P., Rep. by Secretary
I & CAD Department, Secretariat,
Hyderabad.
2 The Superintending Engineer,
Irrigation, Vijayawada,
3 The Executive Engineer, Drainage Division
Gudivada, Krishna Dist.
4 The Deputy Executive Engineer, Drainage Sub Division
Challapalli, Krishna Dist.

5. 2 C.Cs. to Government Pleader for Irrigation &

Command Area Development,

High Court of Andhra Pradesh,

High Court Buildings,

Hyderabad. (OUT)

6. 2 C.D. copies